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16 **UNITED STATES DISTRICT COURT**
17 **NORTHERN DISTRICT OF CALIFORNIA**
18 **OAKLAND DIVISION**

19 EPIC GAMES, INC.,
20 *Plaintiff, Counter-defendant,*
21 *v.*
22 APPLE INC.,
23 *Defendant, Counterclaimant.*

Case No. 4:20-CV-05640-YGR-TSH

**[PROPOSED] ORDER GRANTING
EPIC GAMES, INC.'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL SUPPORTING
EXHIBITS TO J. WESLEY
EARNHARDT'S DECLARATION IN
SUPPORT OF OPPOSITION TO
APPLE INC.'S MOTION FOR AN
ADVERSE CREDIBILITY FINDING**

The Honorable Yvonne Gonzalez Rogers

This matter comes before the Court on Epic Games, Inc. (“Epic”)’s Administrative Motion to File Under Seal Supporting Exhibits to J. Wesley Earnhardt’s Declaration In Support of Epic’s Opposition to Apple Inc.’s Motion for an Adverse Credibility Finding because certain materials used or discussed therein contain information designated by Non-Party Microsoft Corporation (“Microsoft”) as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” under the protective order in the above-captioned action. (*Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR-TSH, ECF No. 112.)

Upon consideration of the administrative motion to seal, the papers submitted in support and in response thereto, and for good cause appearing, the motion is **GRANTED**. Accordingly, the public shall only have access to the version of the Declaration of J. Wesley Earnhardt In Support of Epic’s Opposition to Apple Inc.’s Motion for an Adverse Credibility Finding in which the following exhibits have been redacted:

Document or Portion of Document Sought to be Sealed	Evidence Offered in Support of Sealing	Ruling
Exhibit B at page 139, line 21	[Microsoft Declaration]	
Exhibit B at page 199, lines 6-12, 24-25	[Microsoft Declaration]	
Exhibit B at page 200, lines 1-25	[Microsoft Declaration]	
Exhibit H	[Microsoft Declaration]	
Exhibit I	[Microsoft Declaration]	

IT IS SO ORDERED.

DATED: _____, 2021

The Honorable Yvonne Gonzalez Rogers
United States District Court Judge